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14 UNITED STATES DISTRICT COURT  
15 CENTRAL DISTRICT OF CALIFORNIA  
16 WESTERN DIVISION

17 SWEET PEOPLE APPAREL, INC.  
18 d/b/a MISS ME, a California  
corporation, RCRV, INC. d/b/a ROCK  
19 REVIVAL, a California corporation,  
and DEODAR BRANDS, LLC d/b/a  
20 MEK DENIM, a California limited  
liability company.  
21

22 Plaintiffs,

23 v.

24 VAULT DENIM, LLC, a Utah limited  
liability company, STEVE PRICE, an  
25 individual, XYZ COMPANIES 1-10,  
and JOHN AND JANE DOES  
26 1-10,

27 Defendants.  
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FILED  
CLERK, U.S. DISTRICT COURT

Apr 8, 2015

CENTRAL DISTRICT OF CALIFORNIA

BY: PMC DEPUTY

JS-6

Case No.: 2:13 Civ. 08959  
(SVW)(AGRx)

Hon. Stephen V. Wilson

**~~PROPOSED~~ PERMANENT  
INJUNCTION ORDER AND  
JUDGMENT ON CONSENT**

1 WHEREAS, the Plaintiffs in this action are Sweet People Apparel, Inc. d/b/a  
2 MISS ME (“Sweet People”), RCRV, Inc. d/b/a ROCK REVIVAL (“RCRV”), and  
3 Deodar Brands, LLC d/b/a MEK DENIM (“Deodar Brands”) (Sweet People, RCRV  
4 and Deodar Brands are hereinafter collectively referred to as “Plaintiffs”); and

5 WHEREAS, the Defendants in this action are Vault Denim, LLC (“Vault  
6 Denim”) and Steve Price (“Price”) (Vault Denim and Price are hereinafter collectively  
7 referred to as “Defendants”); and

8 WHEREAS, Sweet People owns U.S. copyright registrations for certain designs  
9 it uses on and in connection with its MISS ME line of jeanswear products, including its  
10 Wing Design (U.S. Copyright Registration No. VA 1-733-502 and Supplementary  
11 Registration No. 1-432-644); Fleur-De-Lis Design (U.S. Copyright Registration No.  
12 VA 1-418-846); Beaded Cross Design (U.S. Copyright Registration No. VA 1-741-  
13 621); Cross Wing Design (U.S. Copyright Registration No. VA 1-740-392);  
14 CrossRoads Design (U.S. Copyright Registration No. VA-1-785-057); Split Fleur-De-  
15 Lis Design (U.S. Copyright Registration No. VA 1-807-380); Wide M Design (U.S.  
16 Copyright Registration No. VA 1-733-503); Angel Wing Design (U.S. Copyright  
17 Registration No. VA 1-733-501); Paris Design (U.S. Copyright Registration No. VA 1-  
18 770-595); and Ivy Cross Design (U.S. Copyright Registration No. VA 1-786-494)  
19 (collectively referred to as the “Sweet People Copyrighted Designs”), copies of the  
20 registration certificates for and photographs of the Sweet People Copyrighted Designs  
21 as used on MISS ME jeanswear being attached hereto as **Exhibit A** and incorporated  
22 herein by reference; and

23 WHEREAS, Sweet People owns a U.S. trademark registration for its FABRIC  
24 CUT OUT DESIGN Trademark (U.S. Trademark Registration No. 4,065,486), a copy  
25 of the registration certificate for and photograph of the FABRIC CUT OUT DESIGN  
26 Trademark as it appears on MISS ME jeanswear products being attached hereto as  
27 **Exhibit B** and incorporated herein by reference; and

28 WHEREAS, RCRV owns a U.S. trademark registration for its INVERTED

1 FLEUR-DE-LIS DESIGN Trademark (U.S. Trademark Registration No. 4,248,371), a  
2 copy of the registration certificate for and photograph of the INVERTED FLEUR-DE-  
3 LIS DESIGN Trademark as it appears on ROCK REVIVAL jeanswear products being  
4 attached hereto as **Exhibit C** and incorporated herein by reference; and

5 WHEREAS, Deodar Brands owns a U.S. trademark registration for its M  
6 DESIGN Trademark (U.S. Trademark Registration No. 4,613,153), a copy of the  
7 registration certificate for and photograph of the M DESIGN Trademark as it appears  
8 on MEK DENIM jeanswear products being attached hereto as **Exhibit D** and  
9 incorporated herein by reference; and

10 WHEREAS, on September 24, 2014, Plaintiffs filed an Amended Complaint in  
11 this action (Dkt. No. 58) alleging that Defendants created, designed, purchased,  
12 imported, distributed, offered for sale and/or sold certain jeanswear products bearing  
13 designs that infringe their rights in and to the Sweet People Copyrighted Designs,  
14 Sweet People's FABRIC CUT OUT DESIGN Trademark, RCRV's INVERTED  
15 FLEUR-DE-LIS DESIGN Trademark and Deodar Brands M DESIGN Trademark,  
16 including those attached hereto as **Exhibit E** and incorporated herein by reference; and

17 WHEREAS, the Court has jurisdiction over the subject matter of this action and  
18 over Plaintiffs and Defendants, and venue in this action being proper in this judicial  
19 district; and

20 WHEREAS, Plaintiffs and Defendants have consented to the entry of this  
21 Permanent Injunction Order and Judgment on Consent in full and final resolution of  
22 the claims asserted between and among them in the Civil Action, as follows:

23 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED THAT:**

24 1. Vault Denim, its respective subsidiaries, affiliates, divisions, officers,  
25 directors, principals, servants, employees, successors and assigns, including its Chief  
26 Executive Officer, Jim Paré, and Chief Creative Officer, Steve Price, and all those in  
27 active concert or participation with Vault Denim, or under its direct or indirect control,  
28 including manufacturers, suppliers, distributors and retailers who receive notice of this

1 Permanent Injunction Order and Judgment on Consent, are hereby enjoined, restrained  
2 and prohibited from:

3 a. Manufacturing, designing, creating, copying, imitating, importing,  
4 exporting, distributing, supplying, marketing, advertising, promoting, offering for sale  
5 or selling any product bearing a design that is substantially similar in overall  
6 appearance to, or making any other unauthorized use of, any design that is the subject  
7 of a U.S. copyright registration owned by Sweet People, RCRV or Deodar Brands,  
8 whether such design is registered at the time of entry of this Permanent Injunction  
9 Order and Judgment on Consent, or registered thereafter, so as to constitute an  
10 infringement of such registered design in violation of the U.S. Copyright Act, as  
11 amended, 17 U.S.C. § 101 *et seq.*; and/or

12 b. Manufacturing, designing, creating, copying, imitating, importing,  
13 exporting, distributing, supplying, marketing, advertising, promoting, offering for sale  
14 or selling any product bearing a design that is confusingly similar to, or making any  
15 other unauthorized use of, any design that is the subject of a U.S. trademark  
16 registration owned by Sweet People, RCRV or Deodar Brands, whether such design is  
17 registered at the time of entry of this Permanent Injunction Order and Judgment on  
18 Consent, or registered thereafter, so as to constitute an infringement of such registered  
19 design in violation of the Lanham Act, as amended, 15 U.S.C. § 1051 *et seq.*

20 2. Within ten (10) days following entry of this Permanent Injunction Order  
21 and Judgment on Consent, Vault shall provide a copy of this Permanent Injunction  
22 Order and Judgment on Consent to its manufacturers, suppliers, and distributors of any  
23 products bearing designs that Plaintiffs have alleged infringe their rights in and to the  
24 Sweet People Copyrighted Designs, Sweet People's FABRIC CUT OUT DESIGN  
25 Trademark, RCRV's INVERTED FLEUR-DE-LIS DESIGN Trademark, and Deodar  
26 Brands' M DESIGN Trademark.

27 3. A money judgment in the amount of Two Million Dollars (\$2,000,000)  
28 shall be entered in favor of Plaintiffs and against Vault Denim and Price, jointly and

1 severally, such sum representing the portion of the settlement payment agreed upon by  
2 the Parties that remains unpaid pursuant to the Parties' Settlement Agreement.

3 4. The Court retains jurisdiction of this action for the purpose of enforcing  
4 the provisions of this Permanent Injunction Order and Judgment on Consent by way of  
5 contempt motion or otherwise.

6 5. The Parties waive any right to appeal this Permanent Injunction Order  
7 Judgment on Consent.

8 6. The Parties agree that each Party shall bear its own costs and fees  
9 associated with this Permanent Injunction Order and Judgment on Consent and the  
10 Civil Action.

11  
12 **IT IS SO ORDERED.**

13 DATED: April 8, 2015



14 Stephen V. Wilson  
15 UNITED STATES DISTRICT JUDGE  
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26 Pursuant to Civil L.R. 5-4.3.4(a)(2)(i), the filer attests that all other signatories  
27 listed, and on whose behalf this filing is submitted, concur in the filing's content and  
28 have authorized the filing.